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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
T. SHIMURA et al
Serial No.: 09/068,253
Filed: June 9, 1998
For: CARTILAGE...REPARATION
Examiner: A. Mohamed
Group: 1653
475 Park Avenue South
New York, NY 10016

NOTICE OF APPEAL

Hon.. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby appeals to the Board of Appeals from the Final Rejection the Primary Examiner dated April 21, 2002.

The Notice of Appeal fee of \$330.00

[X] is to be charged to the American Express Account of the undersigned attorney. PTO Form 2038 is enclosed herewith.

[] is to be charged to Deposit Account 02-2275.

Should any extensions of time be required to maintain this case in pending condition, appropriate requests therefor are hereby made. Authorization is hereby given to credit any overpayments or debit any charges to Deposit Account No. 02-2275.

Signature: (Rule 191(b))

Charles A. Muserlian
Charles A. Muserlian, 19,683

Post Office Address (to which correspondence is to be sent):

10/23/2003 AWONDAF1 00000182 09068253

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330.00 OP

Muserlian, Lucas and Mercanti
475 Park Avenue South
New York, NY 10016
Tel. # (212) 661-8999

Dated: October 20, 2003

Express Mail® mailing label No. 968198062 US
Date of Deposit OCT 20, 2003
I hereby certify that this paper or fee is being deposited with the United States Postal Service at the Mail Post Office to Addressee service until 03:10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
S. Halonley